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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

Tyger Manufacturing LLC, a California limited liability company, Plaintiff, vs. Chongson, Inc. dba Chong's Choice, a Nevada domestic corporation Defendants.	Case No: **COMPLAINT FOR PATENT INFRINGEMENT**

Plaintiff Tyger Manufacturing LLC, a California limited liability company ("Plaintiff" or "Tyger") brings this Complaint for Patent Infringement against Defendant Chongson, Inc. dba Chong's Choice, a Nevada domestic corporation, ("Defendant"). Plaintiff alleges as follows:

JURISDICTION AND VENUE

1. This is a civil action for patent infringement arising under the patent laws of the United States of America, 35 U.S.C. § 1, et seq.

2. This Court has jurisdiction over the subject matter of the Complaint pursuant to 28 U.S.C. §§1331 & 1338.

3. This Court has personal jurisdiction over Defendant because Defendant does business and is incorporated in Nevada.

4. Venue is proper under 28 U.S.C. §§1391 and 1400(b).

PARTIES

5. Plaintiff Tyger is a California limited liability company with its principal place of business in San Mateo, California.

6. On information and belief, Defendant is a Nevada corporation, with its principal place of business in California.

BACKGROUND

7. Plaintiff Tyger manufactures, markets, and sells a line of novel pipes for smoking.

8. On July 12, 2016 United States Design Patent No. D761,487 (the '487 patent) for a "SMOKING DEVICE" was duly and legally issued by the United States Patent and Trademark Office. A copy of the '487 patent is attached hereto as Exhibit A.

9. The '487 patent has been in force and effect since its issuance. Plaintiff Tyger has been at all times, and still is, the owner of the entire right, title and interest in and to the '487 patent.

10. Defendant is marketing and offering to sell throughout the United States a line of smoking pipes that infringes the '487 patent (the "Infringing Products").

11. On information and belief, Defendant derived the designs for its Infringing Products with knowledge of Plaintiff's rights in the '487 patent.

COUNT I

(INFRINGEMENT OF THE '487 PATENT)

11. Plaintiff realleges and incorporates the previous paragraphs of this Complaint as though set forth in full herein.

12. Defendant has used, manufactured, offered for sale, sold and/or caused to be imported into the United States products that infringe the claims of the '487 patent in violation of 35 U.S.C. §271.

13. Plaintiff has been damaged and has suffered irreparable injury due to acts of infringement by Defendant and will continue to suffer irreparable injury unless Defendant's activities are enjoined.

14. Plaintiff has suffered and will continue to suffer substantial damages by reason of Defendant's act of patent infringement alleged above, and Plaintiff is entitled to recover from Defendant the damages sustained as a result of Defendant's acts.

15. On information and belief, Defendant has willfully and deliberately infringed the '487 patent in disregard of Plaintiff's rights.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff prays that judgment be entered by this Court in its favor and against Defendant as follows:

A. That Defendant has infringed the '487 patent;

B. Permanently enjoining and restraining Defendant, its agents, affiliates, subsidiaries, servants, employees, officers, directors, attorneys and those persons in active concert with or controlled by Defendant from further infringing the '487 patent;

C. That Defendant's acts of infringement are willful;

D. That Plaintiff be awarded damages covered by the acts of patent infringement of Defendant in an amount not less than a reasonable royalty pursuant to 25 U.S.C. § 284 or in an amount equal to Defendant's profits pursuant to 35 U.S.C. § 289, whichever is greater, and that such damages be trebled in accordance with the provisions of 35 U.S.C. § 284;

E. That Defendant be directed to withdraw from distribution all infringing products, whether in the possession of Defendant or its distributors or retailers, and that all infringing products or materials be impounded or destroyed;

F. For monetary damages in an amount according to proof;

G. For interest on said damages at the legal rate from and after the date such damages were incurred;

H. That this is an exceptional case and for an award of Plaintiff's attorney fees and costs; and

I. For such other relief as the Court may deem just and proper.

DEMAND FOR JURY TRIAL

Plaintiff Tyger demands a jury trial as to all issues that are so triable.

DATED: February 9, 2017

WOLF, RIFKIN, SHAPIRO, SCHULMAN & RABKIN, LLP

By: /s/*Jordan Butler*

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